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Attorneys for Defendant

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ARIZONA**

James Oliver Romine Jr.,

Plaintiff,

vs.

James Nicholas Stanton,

Defendant.

No. 2:16-cv-00604-JJT

**STIPULATION FOR DISMISSAL WITH  
PREJUDICE**

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), the parties hereby stipulate and agree to the dismissal of all claims in this action, including the claims raised in the Amended Complaint of February 3, 2017, with prejudice with each party to bear its own costs and attorneys' fees.

Plaintiff agrees to forever refrain from directly or indirectly filing against Defendant any cause of action arising from the same facts or circumstances alleged in the Amended Complaint. Plaintiff also agrees to refrain from taking action against Defendant's business, such as sending DMCA takedown notices, without first considering whether Defendant is engaged in fair use of a copyright under 17 U.S.C. § 107, as required under federal law and *Lenz v. Universal Music Corp.*, 801 F.3d 1126 (9th Cir. 2015).

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1 DATED this 19<sup>th</sup> day of February, 2017.

2 **JAMES OLIVER ROMINE JR.**

3  
4 By: 

5 James Oliver Romine Jr.  
6 12494 Ironwood Dr.  
7 Yuma, Arizona 85367  
8 Plaintiff

9 **HARTMAN TITUS PLC**

10  
11 By:

12 Bradley P. Hartman  
13 John D. Titus  
14 7114 E. Stetson Drive, Suite 205  
15 Scottsdale, Arizona 85251-3250  
16 Attorneys for Defendant  
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1 DATED this 20<sup>th</sup> day of February, 2017.

2 **HARTMAN TITUS PLC**

3  
4 By: /s/ Bradley P. Hartman

5 Bradley P. Hartman

6 John D. Titus

7 7114 E. Stetson Drive, Suite 205

8 Scottsdale, Arizona 85251-3250

9 Attorneys for Defendant

**CERTIFICATE OF SERVICE**

I hereby certify that on February 20, 2017, I caused the foregoing document to be filed electronically with the Clerk of Court through CM/ECF System for filing and transmittal of Notice to the following CM/ECF registrant:

James Oliver Romine Jr.  
12494 Ironwood Dr.  
Yuma, AZ 85367  
jromine2445@gmail.com  
*Plaintiff*

/s/ Bradley P. Hartman

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